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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE APPLICATION PURSUANT TO 28
U.S.C. §1782 OF KWONG MEI LAN
MIRANA,

Applicant,

v.

BATTERY TAI-SHING CORP., 100 BUSH
CORP., 300 PROSPECT PROPERTIES, INC.,
ALMADEN PLAZA PROPERTIES, LLC,
BROTHERS INTERNATIONAL HOLDING
CORP., BROTHERS INTERNATIONAL
CORP., EDGEWATER HOLDINGS CORP.,
DRAGON CAPITAL CORP., SNAKE
CAPITAL CORP., JANE WAI-PO KWAN
REVOCABLE TRUST,

Respondents.

Case No. MISC CV-08-80142 JF (RS)

**AMENDED [PROPOSED] ORDER RE
APPLICATION TO TAKE DISCOVERY
PURSUANT TO 28 U.S.C. § 1782**

1 Upon consideration of Mei Lan Mirana Kwong's Application for Order to Take Discovery
2 Pursuant to 28 U.S.C. § 1782 and the supporting declaration, and it appearing that the requirements of
3 28 U. S.C. § 1782 have been satisfied, it is, therefore:

4 ORDERED, that the application is granted; and it is

5 FURTHER ORDERED, that Ms. Kwong is authorized pursuant to 28 U.S.C. § 1782 to take
6 discovery relating to issues identified in her application from the following:
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- 8 (1) Battery Tai-Shing Corp.,
- 9 (2) 100 Bush Corp.,
- 10 (3) 300 Prospect Properties, Inc.,
- 11 (4) Almaden Plaza Shopping Center Inc.,
- 12 (5) Almaden Properties LLC,
- 13 (6) Brothers International Holdings Corp.,
- 14 (7) Brothers International Corp.,
- 15 (8) Edgewater Holdings Corp.,
- 16 (9) Dragon Capital Corp.,
- 17 (10) Snake Capital Corp., and
- 18 (11) Jane Wai-Po Kwan Revocable Trust

19 The discovery shall include authorizing Ms. Kwong to issue to each of the Respondents pursuant
20 to Fed. R. Civ. P. 45:
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- 22 (1) a subpoena for the deposition of a corporate or trust representative and production of
23 documents in the form attached to the amended order as Exhibits 1-11, compelling
24 Respondents to produce documents within 30 days following the service of the subpoena;
- 25 (2) subpoenas for the production of additional documents and the taking of additional
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1 depositions as Ms. Kwong may reasonably deem appropriate based upon review of
2 documents produced and depositions given by Respondents; and

- 3 (3) appointing counsel of record, Calvo & Clark, LLP (including Kathleen V. Fisher,
4 William N. Hebert, and Seung Lee) to issue, sign and serve such subpoenas upon
5 Respondents pursuant to Fed. R. Civ. P. 45 in this matter.
6

7 FURTHER ORDERED, that Respondents are directed to comply with such subpoenas in
8 accordance with, and subject to their rights under, the Federal Rules of Civil Procedure and the Rules of
9 this Court; and it is

10 FURTHER ORDERED, that Ms. Kwong shall deliver copies of this order and any subpoena
11 issued pursuant to this order to the civil proceedings pending in Hong Kong.
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15 Dated: _____
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19 UNITED STATES DISTRICT COURT JUDGE
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